

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO**

In Re:)	CHAPTER 13
)	
LeRoy N. Butler)	CASE NO. 17-60436
)	
Debtor.)	JUDGE RUSS KENDIG

MODIFICATION OF CHAPTER 13 PLAN POST-CONFIRMATION

Now comes Debtor, LeRoy N. Butler, by and through the undersigned counsel, and respectfully moves the Court for an Order modifying his Chapter 13 Plan and in support thereof states as follows:

1. Debtor filed his bankruptcy petition and corresponding Chapter 13 plan on March 7, 2017.
2. The Court confirmed Debtor's Chapter 13 plan on February 8, 2018.
3. Debtor previously modified his plan on April 25, 2018.
4. Debtor has fallen behind on his Chapter 13 plan payments.
5. Debtor's current plan payment is \$1,331.00.
6. Debtor has a remaining 37 months to complete his plan.
7. Debtor desires to modify his Chapter 13 plan to increase his plan payment by \$198.00 to \$1,529.00 beginning February 2019.
8. Allowed unsecured claims will be paid pro rata from the funds remaining after disbursements have been made to all other creditors provided for in Debtor's plan.
9. The delinquency will be absorbed through the plan.

WHEREFORE, Debtor respectfully requests that his plan be modified to increase the plan payment to \$1,529.00 beginning February 2019.

Respectfully submitted,

/s/Rebecca K. Hockenberry

Rebecca K. Hockenberry (0074930)

Thompson & Hockenberry Co. LPA

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Counsel for Debtor

NOTICE OF MODIFICATION OF CHAPTER 13 PLAN POST-CONFIRMATION

Debtor has filed papers with the court to modify his chapter 13 plan..

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have on in this bankruptcy case. (If you do not have an attorney, you may wish to consult one).

If you do not want the court to adopt the Chapter 13 plan modification, or if you want the court to consider your reviews on the motion, then on or before **February 8, 2019**, you or your attorney must: File with the court a written request for hearing or written response explaining your position at:

U.S Bankruptcy Court
Clerk's Office
Ralph Regula Federal Building and US Courthouse
401 McKinley Ave., SW
Canton, OH 44702

If you mail your response to the court for filing, you must mail it early enough so the court will receive it on or before the date stated above.

You must also send a copy to:

Rebecca K. Hockenberry (0074930)
Thompson & Hockenberry Co. LPA
371 Lexington Avenue
Mansfield, OH 44907

Dynele Schinker-Kuharich
Chapter 13 Trustee
200 Market Avenue North, Suite LL30
Canton, Ohio 44702

Office of the U.S. Trustee
201 Superior Avenue East, Ste. 441
Cleveland, OH 44114

If you or your attorney do not take these steps, the court may decide that you do not oppose the relief sought in the motion or objection and may enter an order granting that relief.

CERTIFICATE OF SERVICE

I certify that on January 17, 2019, a true and correct copy of the MODIFICATION OF CHAPTER 13 PLAN POST-CONFIRMATION and NOTICE were served:

Via the court's Electronic Filing System on these entities and individuals who are listed on the court's Electronic Mail Notice List:

- Edward A. Bailey, on behalf of Credit Acceptance, at bknotice@reimerlaw.com
- Robert Anthony Franco, on behalf of Glen Maglott, at rfranco@attorneyfranco.com
- Thomas R. Houlihan on behalf of State of Ohio Department of Taxation at Houlihan@amer-law.com, crogers@amer-collect.com; rschroeter@amer-collect.com; HouliECF@aol.com
- Cynthia A. Jeffrey, on behalf of Credit Acceptance, at bknotice@reimerlaw.com
- Richland County Treasurer at swildermuth@richlandcountyoh.us
- Dynele L Schinker-Kuharich DLSK@Chapter13Canton.com, dschinkerkuharich@ecf.epiqsystems.com
- Richard P. Schroeter on behalf of State of Ohio Department of Taxation rschroeter@amer-collect.com, crogers@amer-collect.com; HouliECF@aol.com
- D. Anthony Sottile on behalf of Capital One Auto Finance at bankruptcy@sottileandbarile.com
- United States Trustee at (Registered address)@usdoj.gov
- Stephen M. Wildermuth on behalf of the Richland County Treasurer at swildermuth@richlandcountyoh.us

And by regular U.S. mail, postage prepaid, on:

Capital One Auto Finance
c/o Ascension Capital Group
PO Box 165028
Irving, TX 75016

All creditors on the attached creditor matrix

/s/Rebecca K. Hockenberry
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Counsel for Debtor